



Docket No.: DURE-021

I hereby certify that this paper is being deposited with the United States Postal Service  
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MS AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313  
on: 08/25/2006  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Arenberg, et al.

Title: CONTROLLED RELEASE SYSTEM FOR DELIVERING THERAPEUTIC AGENTS  
INTO THE INNER EAR

Serial No.: 09/205,251  
Examiner: THANH, L.H.

Filing Date: 12/04/1998  
Group Art Unit: 3763

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated 02/27/2006 of the Examiner's rejection of Claims 1,26-29,48-59 and 63-82.

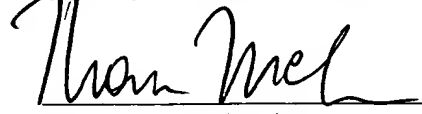
Please charge the Appeal Fee of \$500.00 required under 37 CFR 1.17(b) to Deposit Account No. **50-1953**. (A request for an extension of time of three (3)-months is attached, giving Applicants until 08/27/2006 to file this Notice of Appeal.) The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. **50-1953**. **This form is enclosed in duplicate.**

08/28/2006 H8UTEMAI 00000049 501953 09205251

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Date: 25 AUG 2006

Respectfully submitted,  
DURECT CORPORATION

  
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